IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

MONDAY, THE 3RD DECEMBER 2007 / 12TH AGRAHAYANA 1929

WP(C).No. 31465 of 2007(U)

PETITIONER:

V.S.BASHIR, S/O.K.BAVA RAWTHER,
AGED 62 YEARS, "MANJU", OLAYIL,
THEVALLY, KOLLAM-691 009.
MANAGING DIRECTOR (RETIRED)
TRAVANCORE CEMENTS LTD., KOTTAYAM.

BY ADV. SRI.S.R.DAYANANDA PRABHU

RESPONDENTS:
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1. TRAVANCORE CEMENTS LTD.,
REP. BY ITS MANAGING DIRECTOR,
NATTAKAM, KOTTAYAM-13.

2. THE PRINCIPAL SECRETARY,
GOVERNMENT OF KERALA, INDUSTRIES DEPARTMENT,
THIRUVANANTHAPURAM.

R1 BY ADV. SRI.B.S.KRISHNAN, SC, TRAVANCORE CEMENTS
SRI.K.ANAND (A.201)
SMT.LATHA KRISHNAN
R2 BY GOVERNMENT PLEADER SRI. BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/12/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

V.GIRI,J.

W.P (C) No. 31465 of 2007

Dated this the 3rd December, 2007

J U D G M E N T

The petitioner was Managing Director of the 1st respondent Company during the period from 19.6.2002 to 31.10.2004. Apparently, an amount of Rs.1,51,537/- is due to him by way of salary arrears and arrears of other benefits. Repeated claim made by the petitioner was not needed to and by Exhibit-P11 the petitioner was informed that the Company has already taken up the matter with the Government and they will be able to take further action only after receiving directions from the Government. I find it difficult to understand why the salary or other benefits which are due to a former Managing Director of the Company should be kept pending for such a long time. It is also difficult to understand why there is a delay on the part of the Government in taking a decision on the disbursal of the amounts which are due to the petitioner.

In the circumstances, after having heard learned counsel for the petitioner Sri. Dayananda Prabhu, the learned standing counsel for the 1st respondent K. Anand and the learned Government Pleader also, this writ petition is disposed of

directing the 2nd respondent to take a decision on the approval sought by the 1st respondent Company as regards the disbursal of the salary and other retirement benefits claimed by the petitioner and referred to in Exhibit-P11, within four weeks from the date of receipt of a copy of this judgment. Petitioner's claim for interest is left open to be agitated in other proceedings.

(V.GIRI, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007